

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Verner
SERIAL NO.: 08/977,915 ART UNIT: 3741
FILED: November 25, 1997 EXAMINER: Falik, A.
FOR: AIR DISTRIBUTOR ASSEMBLY AND PROCESS FOR AIR
CONDITIONING A TEXTILE MACHINE USING A DISPLACEMENT
TYPE AIR FLOW SYSTEM

RESPONSE

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is responsive to the examiner's office action dated August 9, 1999.

REMARKS

The undersigned greatly appreciates the courtesies extended by Examiner Andy Falik during the interview at the Patent and Trademark Office on November 16, 1999. The prior art of record and the applicability of the "recapture rule" to the present reissue claims were discussed during the interview. The examiner agreed that the subject matter of the reissue claims defined over the prior art of record.

Reissue Claims 20-23 in the case stand rejected based on the recapture rule. Applicant respectfully submits that the recapture rule is incorrectly applied in this case for the reasons discussed below, and that all of the claims in the case are in proper condition for allowance.